

Message Text

UNCLASSIFIED

PAGE 01 STATE 126252
ORIGIN EB-08

INFO OCT-01 EUR-12 ISO-00 FMC-02 COME-00 OIC-02 L-03
CIAE-00 DODE-00 DOTE-00 INR-10 NSAE-00 CG-00
DLOS-09 OES-07 CTME-00 TRSE-00 ICAE-00 AID-05
CEA-01 EA-12 FRB-01 IO-14 NEA-11 OPIC-06 SP-02
LAB-04 SIL-01 AGRE-00 OMB-01 SS-15 STR-07 INRE-00
/134 R

DRAFTED BY EB/TRA/MA:RKBANK:SPILLA:PP
APPROVED BY EB/TRA/MA:RKBANK
FMC:BKEHOE
EB/TRA/MA:CTAYLOR, JR.
MARAD:TCHRISTENSEN
EUR/RPE:PLAASE

-----020126 181801Z /46

O 181648Z MAY 78
FM SECSTATE WASHDC
TO AMEMBASSY PARIS IMMEDIATE

UNCLAS STATE 126252

USOECD

E.O. 11652: N/A

TAGS: EWWT, OECD

SUBJ: MARITIME TRANSPORT COMMITTEE (MTC):US POSITIONS
ON MTC DRAFT FORMULATIONS OF PHASE III OF SHIPPING POLICY
DISCUSSIONS

REF: DAF/MTC/78.17

1. MISSION IS REQUESTED TO INFORM THE SECRETARIAT FOR ITS
INFORMATION, AND NOT FOR PUBLICATION, OF THE FOLLOWING US
POSITIONS ON THE POINTS ENUMERATED IN THE ATTACHMENT
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 STATE 126252

(QUOTE DRAFT FORMULATIONS ON GENERAL SHIPPING POLICY AS
ADOPTED OR CONSIDERED BY THE MARITIME TRANSPORT COMMITTEE
(ON) 11TH/13TH APRIL 1978 UNQUOTE) TO REFERENCED DOCUMENT.

2. POINT 1 -- GENERALITIES:

PARAGRAPH (PARA) 1, LINE 13: DELETE QUOTE CAN NO

LONGER BE FULLY PURSUED, HAVING BEEN UNQUOTE, ADOPT QUOTE
IS BEING UNQUOTE; LINES 16-18: THIS BRACKETED LANGUAGE --
TRANSFERRED FROM POINT 2 AT THE REQUEST OF THE FRENCH
DELEGATION -- IS OBJECTIONABLE ESPECIALLY IN ITS
INAPPROPRIATE REFERENCE TO THE FLAG OF CONVENIENCE
PHENOMENON.

PARA 2, LINE 2: THE US CAN SUPPORT EITHER INCLUSION OR
DELETION.

POINT 2 -- SUPERVISORY POWERS:

TEXT IS ACCEPTABLE TO THE US IN ITS PRESENT FORM, AS
AGREED TO BY THE MTC.

POINT 3 -- MARITIME CLAUSES:

ACCEPTABLE AS ADOPTED.

POINT 4 (A) -- NORMAL RESOLUTION OF PROBLEMS:

WITH THE EXCEPTION OF BRACKETED PHRASE ON LINE 9, WHICH
SHOULD BE DELETED, PARA 1 IS PREFERRED BY THE US OVER THE
ALTERNATIVE TEXT FOR POINT 4(A) SUBMITTED BY THE
CANADIAN DELEGATION BUT NOT YET CONSIDERED.

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 STATE 126252

POINT 4 -- INFORMATION ON BILATERAL NEGOTIATIONS (TO BE
PLACED AFTER POINT 5):

TEXT IS ACCEPTABLE TO THE US WITH OR WITHOUT BRACKETED
PHRASE ON LINE 4 OF PARA 1.

POINT 5 -- NATIONAL AND CROSS-TRADE PARTICIPATION IN
BILATERAL AGREEMENTS:

ACCEPTABLE WITH INCLUSION OF TWO BRACKETED PHRASES ON
LINES 2-3 AND LINE 4, AND DELETION OF BRACKETED LANGUAGE
ON LINES 7-10 AND LINES 11-15.

POINT 6 -- EXTENSION OF OECD PRINCIPLES:

(DELETED BY MTC.)

POINT 7/15 -- RELATIONS WITH DEVELOPING COUNTRIES:

THE US CAN ACCEPT TEXT WITH ANY ONE OF THREE ALTERNATIVE
WORDS BRACKETED ON LINE 2. HOWEVER, US FAVORS USE OF THE
TERM QUOTE FULLY UNQUOTE IN THIS RESPECT AS GIVING DUE

RECOGNITION TO THE LEGITIMATE MARITIME ASPIRATIONS OF
DEVELOPING NATIONS.

POINT 8 -- BALANCE OF INTERESTS BETWEEN SHIPPERS AND SHIP
OPERATORS:

ACCEPTABLE TO THE US, WITH THE IMPLICIT UNDERSTANDING THAT
THE QUOTE DIRECT CONSULTATIONS UNQUOTE REFERRED TO IN
LINE 4 ARE IN ACCORDANCE WITH APPLICABLE NATIONAL -
REGULATORY REQUIREMENTS.

POINT 9 -- UNIVERSALLY ACCEPTABLE INSTRUMENT:

THE LANGUAGE OF THIS PARAGRAPH IS, IN PRINCIPLE, ACCEPTABLE
UNCLASSIFIED

UNCLASSIFIED

PAGE 04 STATE 126252

TO THE US.

POINT 10 -- COUNTERVAILING POWERS:

ACCEPTABLE TO THE US AS ADOPTED BY THE MTC.

POINT 11 -- CONSULTATIONS ON COUNTERMEASURES (TO BE PLACED
AFTER POINT 12):

TEXT IS ACCEPTABLE TO THE US. HOWEVER, US WOULD PREFER TO
SEE SECOND BRACKETED PHRASE (LINES 2-4) DELETED UNLESS
QUOTE COMMERCIAL UNQUOTE IS INSERTED BEFORE QUOTE CARGO
RESERVATION UNQUOTE.

POINT 12 -- MEASURES IN RELATION TO STATE TRADING
COUNTRIES: ACCEPTABLE TO THE US, PREFERABLY WITH
INCLUSION OF BRACKETED LANGUAGE ON LINES 8-10.

POINT 13 -- FLAGS OF CONVENIENCE:

NEITHER OF THE TWO ALTERNATIVE PARAGRAPHS IS FULLY
ACCEPTABLE TO THE US, ALTHOUGH THE LANGUAGE IN THE SECOND
IS FAR PREFERABLE TO THAT FOUND IN THE FIRST, WHICH THE
US STRONGLY OPPOSES. THE US WOULD IDEALLY FAVOR LANGUAGE
ON THE FOLLOWING LINES, WHICH IT NOW PROPOSES TO THE
SECRETARIAT FOR CONSIDERATION:

QUOTE IN VIEW OF THE POSSIBILITY THAT THE GROWTH OF FLAG
OF CONVENIENCE FLEETS MAY BE APPROACHING LEVELS WHERE IT
COULD AFFECT NATIONAL MARITIME PROGRAMS AND THE INTERESTS
OF SHIP OPERATORS OF SOME COUNTRIES, OECD MEMBERS SHOULD
CONTINUE TO EXAMINE THE PHENOMENON GIVING DUE RELATIVE
WEIGHT TO THE INTERESTS OF SHIPPERS, CONSUMERS, AND
UNCLASSIFIED

UNCLASSIFIED

PAGE 05 STATE 126252

SHIP OPERATORS AS WELL AS GOALS OF NATIONAL EMPLOYMENT,
ECONOMIC DEVELOPMENT, FREE TRADE,
COMPETITION, AND TRANSPORT EFFICIENCY UNQUOTE.

POINT 14 -- SUBSTANDARD SHIPS:

TEXT IS ACCEPTABLE TO THE US.

POINT 15 -- COOPERATIVE MEASURES:

(INCORPORATED INTO POINT 7).

POINT 16 -- GOVERNMENT CARGOS:

TEXT IS ACCEPTABLE TO THE US WITH OR WITHOUT BRACKETED
LANGUAGE IN LINES 7-10, ALTHOUGH THE US WOULD PREFER TO
SEE THIS LANGUAGE DELETED. VANCE

UNCLASSIFIED

NNN

UNCLASSIFIED

PAGE 01 STATE 126252
ORIGIN EB-04

INFO OCT-01 ISO-00 /005 R

DRAFTED BY:EB/TRA/MA:RKBANK
APPROVED BY:EB/TRA/MA:RKBANK

-----115700 251912Z /46

R 251635Z MAY 78
FM SECSTATE WASHDC
TO AMEMBASSY OTTAWA

UNCLAS STATE 126252

FOLLOWING REPEAT STATE 126252 ACTION SECSTATE PARIS MAY 18

QUOTE UNCLAS STATE 126252

USOECD

E.O. 11652: N/A

TAGS: EWWT, OECD

SUBJ: MARITIME TRANSPORT COMMITTEE (MTC):US POSITIONS
ON MTC DRAFT FORMULATIONS OF PHASE III OF SHIPPING POLICY
DISCUSSIONS

REF: DAF/MTC/78.17

1. MISSION IS REQUESTED TO INFORM THE SECRETARIAT FOR ITS
INFORMATION, AND NOT FOR PUBLICATION, OF THE FOLLOWING US
POSITIONS ON THE POINTS ENUMERATED IN THE ATTACHMENT
(QUOTE DRAFT FORMULATIONS ON GENERAL SHIPPING POLICY AS
ADOPTED OR CONSIDERED BY THE MARITIME TRANSPORT COMMITTEE
(ON) 11TH/13TH APRIL 1978 UNQUOTE) TO REFERENCED DOCUMENT.

2. POINT 1 -- GENERALITIES:
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 STATE 126252

PARAGRAPH (PARA) 1, LINE 13: DELETE QUOTE CAN NO
LONGER BE FULLY PURSUED, HAVING BEEN UNQUOTE, ADOPT QUOTE
IS BEING UNQUOTE; LINES 16-18: THIS BRACKETED LANGUAGE --
TRANSFERRED FROM POINT 2 AT THE REQUEST OF THE FRENCH
DELEGATION -- IS OBJECTIONABLE ESPECIALLY IN ITS
INAPPROPRIATE REFERENCE TO THE FLAG OF CONVENIENCE
PHENOMENON.

PARA 2, LINE 2: THE US CAN SUPPORT EITHER INCLUSION OR
DELETION.

POINT 2 -- SUPERVISORY POWERS:

TEXT IS ACCEPTABLE TO THE US IN ITS PRESENT FORM, AS
AGREED TO BY THE MTC.

POINT 3 -- MARITIME CLAUSES:

ACCEPTABLE AS ADOPTED.

POINT 4 (A) -- NORMAL RESOLUTION OF PROBLEMS:

WITH THE EXCEPTION OF BRACKETED PHRASE ON LINE 9, WHICH
SHOULD BE DELETED, PARA 1 IS PREFERRED BY THE US OVER THE
ALTERNATIVE TEXT FOR POINT 4(A) SUBMITTED BY THE
CANADIAN DELEGATION BUT NOT YET CONSIDERED.

POINT 4 -- INFORMATION ON BILATERAL NEGOTIATIONS (TO BE
PLACED AFTER POINT 5):

TEXT IS ACCEPTABLE TO THE US WITH OR WITHOUT BRACKETED
PHRASE ON LINE 4 OF PARA 1.
UNCLASSIFIED

UNCLASSIFIED

PAGE 03 STATE 126252

POINT 5 -- NATIONAL AND CROSS-TRADE PARTICIPATION IN
BILATERAL AGREEMENTS:

ACCEPTABLE WITH INCLUSION OF TWO BRACKETED PHRASES ON
LINES 2-3 AND LINE 4, AND DELETION OF BRACKETED LANGUAGE
ON LINES 7-10 AND LINES 11-15.

POINT 6 -- EXTENSION OF OECD PRINCIPLES:

(DELETED BY MTC.)

POINT 7/15 -- RELATIONS WITH DEVELOPING COUNTRIES:

THE US CAN ACCEPT TEXT WITH ANY ONE OF THREE ALTERNATIVE
WORDS BRACKETED ON LINE 2. HOWEVER, US FAVORS USE OF THE
TERM QUOTE FULLY UNQUOTE IN THIS RESPECT AS GIVING DUE
RECOGNITION TO THE LEGITIMATE MARITIME ASPIRATIONS OF
DEVELOPING NATIONS.

POINT 8 -- BALANCE OF INTERESTS BETWEEN SHIPPERS AND SHIP
OPERATORS:

ACCEPTABLE TO THE US, WITH THE IMPLICIT UNDERSTANDING THAT
THE QUOTE DIRECT CONSULTATIONS UNQUOTE REFERRED TO IN
LINE 4 ARE IN ACCORDANCE WITH APPLICABLE NATIONAL -
REGULATORY REQUIREMENTS.

POINT 9 -- UNIVERSALLY ACCEPTABLE INSTRUMENT:

THE LANGUAGE OF THIS PARAGRAPH IS, IN PRINCIPLE, ACCEPTABLE
TO THE US.

POINT 10 -- COUNTERVAILING POWERS:

ACCEPTABLE TO THE US AS ADOPTED BY THE MTC.
UNCLASSIFIED

UNCLASSIFIED

PAGE 04 STATE 126252

POINT 11 -- CONSULTATIONS ON COUNTERMEASURES (TO BE PLACED
AFTER POINT 12):

TEXT IS ACCEPTABLE TO THE US. HOWEVER, US WOULD PREFER TO SEE SECOND BRACKETED PHRASE (LINES 2-4) DELETED UNLESS QUOTE COMMERCIAL UNQUOTE IS INSERTED BEFORE QUOTE CARGO RESERVATION UNQUOTE.

POINT 12 -- MEASURES IN RELATION TO STATE TRADING COUNTRIES: ACCEPTABLE TO THE US, PREFERABLY WITH INCLUSION OF BRACKETED LANGUAGE ON LINES 8-10.

POINT 13 -- FLAGS OF CONVENIENCE:

NEITHER OF THE TWO ALTERNATIVE PARAGRAPHS IS FULLY ACCEPTABLE TO THE US, ALTHOUGH THE LANGUAGE IN THE SECOND IS FAR PREFERABLE TO THAT FOUND IN THE FIRST, WHICH THE US STRONGLY OPPOSES. THE US WOULD IDEALLY FAVOR LANGUAGE ON THE FOLLOWING LINES, WHICH IT NOW PROPOSES TO THE SECRETARIAT FOR CONSIDERATION:

QUOTE IN VIEW OF THE POSSIBILITY THAT THE GROWTH OF FLAG OF CONVENIENCE FLEETS MAY BE APPROACHING LEVELS WHERE IT COULD AFFECT NATIONAL MARITIME PROGRAMS AND THE INTERESTS OF SHIP OPERATORS OF SOME COUNTRIES, OECD MEMBERS SHOULD CONTINUE TO EXAMINE THE PHENOMENON GIVING DUE RELATIVE WEIGHT TO THE INTERESTS OF SHIPPERS, CONSUMERS, AND SHIP OPERATORS AS WELL AS GOALS OF NATIONAL EMPLOYMENT, ECONOMIC DEVELOPMENT, FREE TRADE, COMPETITION, AND TRANSPORT EFFICIENCY UNQUOTE.

POINT 14 -- SUBSTANDARD SHIPS:
UNCLASSIFIED

UNCLASSIFIED

PAGE 05 STATE 126252

TEXT IS ACCEPTABLE TO THE US.

POINT 15 -- COOPERATIVE MEASURES:

(INCORPORATED INTO POINT 7).

POINT 16 -- GOVERNMENT CARGOS:

TEXT IS ACCEPTABLE TO THE US WITH OR WITHOUT BRACKETED LANGUAGE IN LINES 7-10, ALTHOUGH THE US WOULD PREFER TO SEE THIS LANGUAGE DELETED. VANCE. UNQUOTE CHRISTOPHER

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MARINE TRANSPORTATION, POLICIES, AGREEMENT DRAFT, TEXT, COMMITTEE MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 18 may 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE126252
Document Source: CORE
Document Unique ID: 00
Drafter: RKBANK:SPILLA:PP
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780209-1110
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780544/aaaablbt.tel
Line Count: 379
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 46bd309b-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 7
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 10 mar 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2649562
Secure: OPEN
Status: NATIVE
Subject: MARITIME TRANSPORT COMMITTEE (MTC):US POSITIONS ON MTC DRAFT FORMULATIONS OF PHASE III OF SHIPPING POLICY DISCUSSIONS
TAGS: EWWT, US, OECD
To: PARIS USOECD
Type: TE
vdkgvkey: odb://SAS/SAS.dbo.SAS_Docs/46bd309b-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014